

Gross, T

**IN THE UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK**

In re TREMONT SECURITIES LAW, STATE
LAW AND INSURANCE LITIGATION

Master Docket No. 1:08-11117 (TPG)

CUMMINS INC., as the authorized
representative of the Cummins Inc. Grantor
Trust dated September 10, 2007, as amended,

Plaintiff,

v.

NEW YORK LIFE INSURANCE
COMPANY, NEW YORK LIFE
INSURANCE AND
ANNUITY CORPORATION, TREMONT
CAPITAL MANAGEMENT, INC., RYE
INVESTMENT MANAGEMENT,
MASSMUTUAL HOLDING LLC,
MASSACHUSETTS MUTUAL LIFE
INSURANCE CO., OPPENHEIMER
ACQUISITION CORP., RYE
SELECT BROAD MARKET PRIME
FUND L.P., RYE SELECT BROAD
MARKET XL FUND L.P., RYE SELECT
BROAD MARKET INSURANCE
PORTFOLIO, LDC, TREMONT
OPPORTUNITY FUND III, L.P., TREMONT
(BERMUDA) LTD., TREMONT GROUP
HOLDINGS, INC., and TREMONT
PARTNERS, INC.,

Defendants.

**USDC SDNY
DOCUMENT
ELECTRONICALLY FILED
DOC #:
DATE FILED: 5/4/12**

Civil Action No. 1:08-cv-11117 (TPG)

ECF CASE

JURY TRIAL DEMANDED

**STIPULATION AND [PROPOSED] ORDER EXTENDING THE SCHEDULE FOR
DEFENDANTS' REPLIES TO PLAINTIFF'S MOTION FOR LEAVE TO FILE A
SECOND AMENDED COMPLAINT**

WHEREAS, Plaintiff Cummins Inc. ("Cummins") filed its Motion for Leave to File a
Second Amended Complaint (the "Motion") in the above captioned matter on April 13, 2012;

WHEREAS, pursuant to Local Civil Rule 6.1(b), Defendants are required to respond to the Motion by April 30, 2012;

WHEREAS, Defendants seek an 11-day extension of time, to May 11, 2012, to file their responses to the Motion;

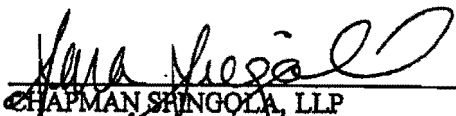
WHEREAS, Cummins does not oppose Defendants' request; and

WHEREAS, Defendants have made no prior requests to extend the schedule for their preparation and filing of their responses to the Motion;

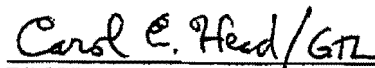
IT IS HEREBY STIPULATED, by and between undersigned counsel for the parties hereto, without waiving any rights, defenses, or arguments they may assert, except as set forth below, and subject to the approval of the Court, as follows:

Defendants shall have until May 11, 2012 to file their responses to the Motion.

April 11, 2012


CHAPMAN SINGOLA, LLP
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Attorney for Cummins, Inc.

April 26, 2012


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Insurance Company and MassMutual Holding
LLC

April 24, 2012



PILLSBURY WINTHROP SHAW
PITTMAN, LLP

Maria T. Galeno

Greg T. Lembrich

1540 Broadway

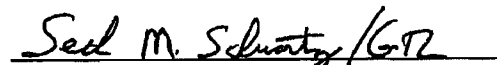
New York, NY 10036

212-858-1500

Attorney for New York Life Insurance

*Company and New York Life Insurance and
Annuity Corporation*

April 24, 2012



SKADDEN, ARPS, SLATE, MEAGHER &
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Seth M. Schwartz

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New York, NY 10036

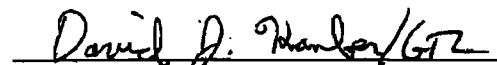
212-735-3000

Attorney for Tremont Group Holdings, Inc.,

Tremont Partners, Inc., Tremont (Bermuda)

*Ltd., Tremont Capital Management, Inc., and
Rye Investment Management*

April 26, 2012



TANNENBAUM HELPERN SYRACUSE &
HIRSCHTRITT LLP

David J. Kanfer

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Attorney for Rye Select Broad Market Prime

*Fund, L.P., Rye Select Broad Market Fund XL,
L.P., and Tremont Opportunity Fund III, L.P.*

April 26, 2012



DECHERT LLP

David A. Kotler

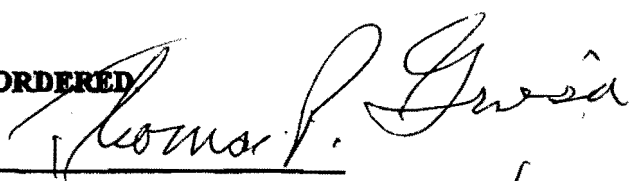
1095 Ave. of the Americas

New York, NY 10036

212-698-3500

Attorney for Oppenheimer Acquisition Corp.

SO ORDERED



Honorable Thomas P. Griesa
United States District Judge

5/4/12

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